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June 9, 1999

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OFFICE OF THE
EXECUTIVE SECRETARY

Mr. Carsie Mundy
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

Dear Mr. Mundy:

Re: Petition of Ben Lomand Communications, Inc.
for Approval of an IntraLATA Toll Dialing Parity
Implementation Plan
Docket No. 99-00258

This letter is to confirm my conversation with you via phone at approximately 3:47 p.m. June 8, 1999, regarding the Motion which I had filed in Docket No. 99-00258.

As explained to you, it was not my purpose or intent that the Tennessee Regulatory Authority should make a ruling on the plan as currently written. The attorney, management, and staff of Ben Lomand Communications, Inc. were somewhat confused or undecided as to whether Ben Lomand Communications, Inc. would be required to meet the deadline set for filing by the Federal Communications Commission as it did not have any customers and did not expect to have any customers until seven months after the deadline. It was decided that since there was some gray area in that Ben Lomand Communications, Inc. had been certified by the TRA to be a competitive local exchange carrier and had started engineering, etc., that it would make a filing before the Tennessee Regulatory Authority and since the rules of the Federal Communications Commission imposed upon LECs and on each state regulatory commission (Authority) an obligation to file a plan or see that a plan was filed. Ben Lomand Communications, Inc. decided to file a plan and leave open the date of implementation or the implementation schedule, and the specifics on carrier notification, and cost recovery. This plan was filed on April 16, 1999. Then on April 22, 1999, Ben Lomand Communications, Inc. filed a motion asking the Authority for permission to revise the plan earlier filed as Exhibit 1 to its petition by adding a new subsection to Section IV. On June 7, this office faxed to the Tennessee Regulatory Authority a second motion which was actually filed on June 8, 1999, and that is the motion that we discussed. The last sentence in that motion is as follows: "However, Petitioner would respectfully request that action on its motion to revise its original plan be sustained."

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Our only purpose of the last sentence of the motion filed June 8, 1999, was to get the records current. If the Authority grants our motion for continuance until 60 days prior to the first local exchange carrier service is offered, at that time we would ask the Authority to allow us to amend and/or revise our plan. I felt that the Authority would allow us to substitute the plan, called Revised Plan, and a simple short order by the directors of the Authority would get the records up to date, and we would be in a better position to move once Ben Lomand Communications, Inc. is in a position to state affirmatively that it will be offering service to customers in the Sparta and/or McMinnville areas.

It was a pleasure to meet you during the recess yesterday.

Very truly yours,


James W. Dempster

JWD:bw